

November 11, 2022

Hon. Katherine Polk Failla
United States District Judge
United States Courthouse
40 Foley Square, Room 2103
New York, NY 10007
(212) 805-0290

MEMO ENDORSED

Re: *Volfman v. Pub 218 Corp. et al*
DOCKET NO. 1:22-cv-06924-KPF

Dear Judge Failla:

The undersigned represents Joseph Volfman, the plaintiff in the above-referenced matter. I write to request an adjournment for the Initial Pretrial Conference. This is plaintiff's first request for this relief.

In advance of complying with Your Honor's Order dated August 30, 2022, defendant communicated with our office *por se* and expressed a desire to obtain counsel. The undersigned therefore respectfully requests that Your Honor allow the parties thirty (30) days in order to allow the defendant to obtain counsel and continue settlement discussions before submitting a Joint Letter, Proposed Civil Case Management Plan and Scheduling Order and scheduling an Initial Pretrial Conference.

Thank you for your time and consideration on this matter.

Respectfully,

/s/ Andre Autz, Esq.

Andre Autz, Esq.
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Application GRANTED. The initial pretrial conference scheduled to take place on November 15, 2022, is hereby **ADJOURNED sine die**. Defendants' answer was due on September 15, 2022. (See Dkt. #9). If Defendants fail to appear or retain counsel, Plaintiff shall move for a default judgment against Defendants by **December 16, 2022**. The Court will consider rescheduling the initial pretrial conference if Defendants appear and respond to the Complaint.

The Clerk of Court is directed to terminate the pending motion at docket entry 10.

Dated: November 14, 2022
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla".

HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE